RESOLUTION NO. 20261118-002

WHEREAS, the City of Austin (City) seeks to construct the new Palm Park Project (Project); and

WHEREAS, expenditures for the Project will exceed $50,000; and

WHEREAS, pursuant to Texas Local Government Code, Section 252.021(a), before entering into a contract that requires an expenditure of more than $50,000.00, the City must: (1) comply with Subchapters B and C of Chapter 252, Texas Local Government Code related to competitive bidding and proposals; (2) use the reverse auction procedure defined by Section 2155.062(d) of the Texas Government Code, for purchasing; or (3) comply with a method described by Chapter 2269 of the Texas Government Code (Chapter 2269); and

WHEREAS, Subchapter D of Chapter 2269 describes the "competitive sealed proposal method" as a procurement method by which a governmental entity requests proposals, ranks the offerors, negotiates as prescribed, and then contracts with a general contractor for the construction, rehabilitation, alteration, or repair of a facility; and

WHEREAS, Section 2269.056(a) of Chapter 2269 provides that the governing body of a governmental entity that considers a construction contract using a method authorized by Chapter 2269 other than competitive bidding must, before advertising, determine which method provides the best value for the governmental entity; and

WHEREAS, Chapter 2269 further provides that the governing body of a governmental entity may delegate its authority to determine the best value for the governmental entity to "a designated representative, committee, or other person"; and

WHEREAS, by Resolution No. 20200827-077, the City Council authorized the Waller Creek Local Government Corporation (LGC) to determine, on the City's behalf, the best value for the City in connection with the use of an alternative delivery method authorized by Chapter 2269; and

WHEREAS, in relation to the Project specifics and requirements, the LGC has considered the methods described in Chapter 2269; and

WHEREAS, with respect to the Project and the expenditures necessary to complete it, the LGC recommends use of the competitive sealed proposal method authorized by Subchapter D, Chapter 2269 as the project delivery method that provides the best value for the City;

NOW, THEREFORE, BE IT RESOLVED BY THE WALLER CREEK LOCAL GOVERNMENT CORPORATION THIS THE 18TH OF NOVEMBER 2026:

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The Waller Creek Local Government Corporation finds and determines that with respect to expenditures necessary for the Project, the competitive sealed proposal method authorized by Subchapter D, Chapter 2269 provides the best value for the City.

_____
Dr. Eric A. Johnson, President

ATTEST:

_____
Rudy Green, Secretary

APPROVED AS TO FORM:

_____
Deborah Trejo
General Counsel

DRAFT